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UNITED STATES OF AMERICA

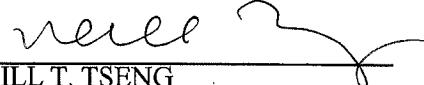
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

STIPULATION TO DISMISS COMPLAINT WITHOUT PREJUDICE; [PROPOSED] ORDER
C 11-3879 SC

1 The parties¹ stipulate to the following, subject to the approval of the Court:
2 Plaintiffs' complaint in this action is hereby dismissed without prejudice, so that
3 Plaintiffs may pursue administrative remedies under the Federal Tort Claims Act. The parties
4 agree that this dismissal is without prejudice to Plaintiffs' refiling this action after Plaintiffs have
5 properly exhausted said administrative remedies.

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7 DATED: 8/26/11
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ERIK L. PETERSON
Attorney for Plaintiffs

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11 MELINDA HAAG
12 United States Attorney
13 DATED: 8/26/11 By: 
14 NEILL T. TSENG
15 Assistant United States Attorney
16 Attorneys for Defendant
17
18 PURSUANT TO STIPULATION, IT IS SO ORDERED:
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20 DATED: August 30, 2011
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28 ¹ The United States was automatically substituted as the party defendant upon
removal. See Notice of Removal (Doc. #1) ¶ 5.